

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No.: 2514

Hartmut HILLMER et al.

Date: January 11, 2010

Serial No.: 10/583,490

Group Art Unit: 2872

Filed: September 26, 2006

Examiner: Euncha P. Cherry

For: MICROMIRROR ARRAY

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VIA EFS-WEB

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**STATEMENT OF THE SUBSTANCE OF THE INTERVIEW**

Sir:

In compliance with the requirement in the Interview Summary mailed in the above-captioned application on December 9, 2009 that Applicants file a Statement of the Substance of the Interview, that statement follows.

Applicants' representative conducted a telephonic interview with the Examiner on November 17, 2009.

During the interview, Applicants' representative argued that Rosa et al., U.S. Patent No. 6,632,373 B1, fails to disclose a conductive layer being provided as a common control electrode to produce at least common movement of a group of mirror elements, as claimed. Applicants' representative focused on the Examiner's indication that element 410 is equivalent to the conductive layer being provided as that common control electrode, and argued that the four actuation electrodes 410 only control one mirror 405, (see column 4, lines 23-25).

The Examiner responded that mirror 405 controlled by the four actuation electrodes 410 was actually one of tilt mirrors 106 and 107 shown in Fig. 4a, (see column 4, lines 6-8). She further contended that tilt mirrors 106 and 107 shown in Fig. 4a were also shown in Fig. 2a and that these groups of mirrors, according to her, would inherently be moved together. Although Applicants' representative indicated that that still did not prove that all the mirrors were moved as a group by a single common control electrode, she responded that it was necessary for

Applicants to indicate further structure beyond the conductive layer being provided as a common control electrode for her to accord patentable weight to the resultant function of common movement of a group of mirror elements. She indicated that such an amendment must be filed with a Request for Continued Examination for her to consider it.

Respectfully submitted,

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SYSTEM ON January 11, 2010.

RCF/MIM:lac

A handwritten signature in black ink, appearing to read "Robert C. Faber", written over a horizontal line.

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